

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA

FILED

NOV 19 2018

PETER A. MOORE, JR., CLERK  
US DISTRICT COURT, EDNC  
BY                      DEP CLK

JOHN VAUGHN

Petitioner

V.

CASE NO. 7:11-cr-00085-D-1

UNITED STATES OF AMERICA

Respondent

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MOTION TO SEAL RECORD

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Comer now John Vaughn pro se Petitioner humbly  
requesting that the Court grant this motion to seal the record  
and remove the information from LEXIS NEXIS.

ARGUMENT AND SUPPORTING FACTS

Part A.

Supporting Facts.

The Petitioner filed for the Honorable Court's  
consideration a motion pursuant to 18 U.S.C. § 3582(2)(c).  
The Court denied this motion and along with approximately 30  
other decisions published them on LEXIS NEXIS. THE LEXIS  
NEXIS SYSTEM is the service installd in the by the Federal  
Bureau of Prisons on the Inmate Electronic Law Library system,  
that allow inmates access to the service in preparing their  
cases.

The Petitioner was originally sentenced by the  
Honorable Court to a term of imprisonment of 252 months with a  
three year term of supervised release imposed.

This sentence partially was based on the Petitioner's  
Case 7:11-cr-00085-D Document 104 Filed 11/19/18 Page 1 of 3

substantial assistance, in which the Government moved for and the Court granted pursuant to U.S.S.G. § 5K1.1.

#### PART B.

##### Argument to Seal.

The problem arises from the fact that the information contained in Petitioner's substantial assistance is now contained in the Court's denial of his §3582(c)(2) which is contained on the inmate law library system.

This information contained in the denial of the §3582(c)(2) though true creates a significant risk to his safety and well being. In a correctional environment a person who cooperates has additional problems up and above what already occurs in a correctional environment.

The publishing of the case history in regards to the Government's motion pursuant to §5K1.1, is causing the Petitioner safety issues.

#### CONCLUSION

Petitioner contends that publishing the information on LEXIS NEXIS is a security and safety issue requiring that the Court seal the proceedings and have the cite removed from the NEXIS LEXIS system before it causes the Petitioner harm..

#### RELIEF REQUESTED

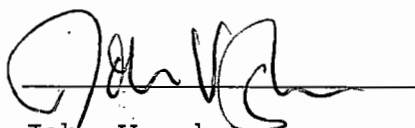
Petitioner requests that the Court first seal the record as to the §3582(c)(2), proceedings, as well as the issue of his cooperation contained in the record. Petitioner further requests that the Court have the information removed from the LEXIS system.

Petitioner humbly prays that the Court will grant the foregoing and issue any and all appropriate orders.

DECLARATION

I John Vaughn do declare under the penalty of perjury that the foregoing is true and correct pursuant to Title 28 U.S.C. § 1746 on this 13<sup>th</sup> day of November 2018.

Respectfully submitted,

  
John Vaughn

Reg. No. 55968-056

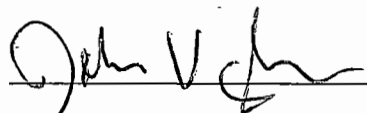
FCI Edgefield

P.O. Box 725

Edgefield, SC 29824

CERTIFICATE OF SERVICE

I John Vaughn do certify that the following motion to seal the record was sent via U.S. Mail with First Class Postage affixed to the Clerk of Court, U.S. District Court, District of South Carolina, on this 13<sup>th</sup> day of November, 2018.

  
John Vaughn

Reg. No. 55968-056

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